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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, AUGUST 28, 2001

PETITION OF

SPRINT COMMUNICATIONS COMPANY  
OF VIRGINIA, INC.

CASE NO. PUC010136

For Arbitration of Interconnection  
Rates, Terms, and Conditions Pursuant  
to 47 U.S.C. § 252(b) and Related  
Arrangements with Verizon Virginia Inc.  
and Verizon South Inc.

ORDER OF DISMISSAL

On June 15, 2001, Sprint Communications Company of Virginia, Inc. ("Sprint"), filed with the State Corporation Commission ("Commission") a Petition for arbitration of certain terms, conditions, and prices for interconnection and related arrangements ("Arbitration Petition") with Verizon Virginia Inc. ("Verizon Virginia"), and Verizon South Inc. ("Verizon South"), pursuant to § 252(b) of the Telecommunications Act of 1996 (the "Act").<sup>1</sup>

On July 9, 2001, Verizon Virginia and Verizon South filed their Answer to the Arbitration Petition of Sprint and also

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<sup>1</sup> Telecommunications Act of 1996, Pub.L.No. 104-104, 110 Stat. 56, codified at 47 U.S.C. § 151 *et seq.*

their Supplemental Issues List and their alternative proposed interconnection agreements with Sprint.

The Commission issued a Preliminary Order on August 8, 2001, which allowed the parties to elect to proceed with arbitration by the Federal Communications Commission ("FCC") under the Act in lieu of this Commission, or pursue resolution of unresolved issues pursuant to 20 VAC-400-180 F 6. We incorporate the Preliminary Order herein by reference.

The parties have subsequently filed their individual notices of intent to pursue arbitration of these matters with the FCC. Therefore, the Commission finds that the Petition by Sprint should be dismissed so that the parties may proceed before the FCC. It shall be the responsibility of the parties to serve copies of all pleadings filed herein upon the FCC.

Accordingly, IT IS ORDERED THAT:

(1) This case is hereby dismissed without prejudice, consistent with the findings above. This Commission will not arbitrate the interconnection issues under federal law for the reasons set forth in the Preliminary Order issued in this case on August 8, 2001.

(2) There being nothing further to come before the Commission, this case is closed.